

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects, insect fragments, rodent excreta, and rodent hairs; and, Section 402 (a) (4), the article had been prepared and held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 15, 1954. The Williamston Peanut Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The product was reconditioned, with the result that 131 pounds were destroyed and 2,608 pounds were denatured and sold for use as hog feed.

21585. Adulteration of shelled pecans. U. S. v. 7 Cartons * * *. (F. D. C. No. 36745. Sample No. 83711-L.)

LIBEL FILED: May 15, 1954, District of Minnesota.

ALLEGED SHIPMENT: On or about March 8 and April 1, 1954, by Ricci & Co., from Chicago, Ill.

PRODUCT: 7 50-pound cartons of shelled pecans at Minneapolis, Minn.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-infested pecans.

DISPOSITION: June 24, 1954. The Boynton Candy & Nut Co., Minneapolis, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reconditioning under the supervision of the Department of Health, Education, and Welfare. As a result of the reconditioning operations, 18 pounds of the product were found unfit and were denatured.

21586. Adulteration of shelled walnuts. U. S. v. 58 Cases * * *. (F. D. C. No. 36763. Sample No. 88576-L.)

LIBEL FILED: June 12, 1954, District of South Dakota.

ALLEGED SHIPMENT: On or about March 19 and May 10, 1954, from Mankato, Minn.

PRODUCT: 58 cases, each containing 24 8-ounce packages, of shelled walnuts at Sioux Falls, S. Dak.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-infested walnuts, and of a decomposed substance by reason of the presence of moldy and rancid walnuts. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: August 9, 1954. Stipulations having been filed admitting both service of the libel and all of the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be disposed of for use as bird feed.

OLEOMARGARINE

21587. Adulteration of colored oleomargarine. U. S. v. 82 Cases * * *. (F. D. C. No. 36336. Sample No. 42164-L.)

LIBEL FILED: March 5, 1954, Northern District of California.

ALLEGED SHIPMENT: On or about September 1, October 3, and November 2, 1953, from Fort Worth, Tex.

PRODUCT: 82 cases, each containing 24 1-pound cartons, of colored oleomargarine at Redwood City, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of moldy oleomargarine. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: April 8, 1954. Default decree of condemnation and destruction.

POULTRY

21588. Adulteration of dressed poultry. U. S. v. 679 Pounds * * *. (F. D. C. No. 36808. Sample No. 49759-L.)

LIBEL FILED: June 1, 1954, Southern District of New York.

ALLEGED SHIPMENT: On or about May 13, 1954, by United Cooperative Farmers, Inc., from Leominster, Mass.

PRODUCT: 679 pounds of dressed poultry in 12 crates at New York, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of dirty birds, and it was otherwise unfit for food by reason of the presence of extensively bruised birds; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: June 24, 1954. Default decree of condemnation. The court ordered that a portion of the product be delivered to the Food and Drug Administration and that the remainder be destroyed.

21589. Adulteration of dressed poultry. U. S. v. 242 Pounds * * *. (F. D. C. No. 36401. Sample No. 51943-L.)

LIBEL FILED: On or about March 8, 1954, Southern District of New York.

ALLEGED SHIPMENT: On or about February 1, 1954, by the Pocahontas Poultry Co., from Wakefield, Va.

PRODUCT: 242 pounds of dressed poultry in 4 crates at New York, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of dirty birds, and it was otherwise unfit for food by reason of the presence of extensively bruised birds; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

DISPOSITION: June 1, 1954. Default decree of condemnation. The court ordered that a portion of the product be delivered to the Food and Drug Administration and that the remainder be destroyed.

21590. Adulteration of dressed poultry. U. S. v. 217 Pounds * * *. (F. D. C. No. 36526. Sample No. 51948-L.)

LIBEL FILED: April 26, 1954, Southern District of New York.

ALLEGED SHIPMENT: On or about April 14, 1954, by Holly Farms Poultry Co., Inc., from Wilkesboro, N. C.

PRODUCT: 217 pounds of dressed poultry in 4 crates at New York, N. Y.